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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/088,712	03/20/2002	Uwe Holland	HUBR-1207	2342
FULBRIGHT & JAWORSKI, LLP			EXAMINER	
666 FIFTH AV			HAMPTON HIGHTOWER, PATRICIA	
			ART UNIT	PAPER NUMBER
			1711	
			DATE MAILED: 06/27/2003	

Please find below and/or attached an Office communication concerning this application or proceeding.

1)  Responsive to communication(s) filed on 20 March 2002 .  2a)  This action is FINAL. 2b)  This action is non-final.  3)  Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.  Disposition of Claims  4)  Claim(s) 13-24 is/are pending in the application.  4a) Of the above claim(s) is/are withdrawn from consideration.  5)  Claim(s)			A6				
Examiner   Art Unit		Application No.	Applicant(s)				
Patricia Hightower  - The MAILING DATE of this communication appears on the cover sheet with the correspondence address  Period for Reply  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE		10/088,712	HOLLAND ET AL.				
The MAILING DATE of this communication appears on the cover sheet with the correspondence address - Period for Reply  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.  Extensions of the map be available under the prostocion of 3 CPR 1.136(s). In an event, however, may a reply be timely fitted the prostocion of 3 CPR 1.136(s). In an event, however, may a reply be timely fitted for the period for reply specified above is beas than thirty (30) days, a reply whith the battatory minimum of bitainty (30) says will be considered timely.  If the period for reply specified above is beas than thirty (30) days, a reply whith in the selection is become ABAHCONED (35 V.S. £ 133).  Fill to predict or reply specified above is beas than thirty (30) days, a reply whith the selection is become ABAHCONED (35 V.S. £ 133).  Fill to predict or reply specified above is beas than thirty (30) days, a reply whith the set or extended predict from the selection of the communication.  Fill the period for reply specified above is the selection of the communication of the selection of the s	Office Action Summary	Examiner	Art Unit				
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THE MAILING DATE OF THIS COMMUNICATION.  Extensions of time may be waited used the provision of 3°CFR 1.13(s). In no event, however, may a reply be timely flied where 3X (6) MCNTHS from the mailing date of this commonication.  It No period for reply is pecified to the provision of the commonication.  It No period for reply is pecified to the the mailing date of this commonication.  Falsave to reply within the set or extended pariot for reply will, by statute, cause the application to become ARADCONED (58 U.S. C. § 133).  Any reply received by the Office internation that international desire that the mailing date of this communication.  Falsave to reply within the set or extended pariot for reply will, by statute, cause the application to become ARADCONED (58 U.S. C. § 133).  Any reply received by the Office international maintenance of the commonication.  Falsave to reply within the set or extended pariot for reply will, by statute, cause the application to become ARADCONED (58 U.S. C. § 133).  Any reply received by the Office international maintenance of the commonication.  This action is FINAL.  2b) Responsive to communication(s) filed on 20 March 2002.  2a) This action is FINAL.  2b) And the provided the provided the provided the provided part of the maintenance of the provided the pr		ears on the cover sheet with the c	orrespondence address				
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#### Information Disclosure Statement

The information disclosure statement filed March 20, 2002 has been considered and has been made of record.

## Response To Amendment

The preliminary amendment filed March 20 2002 in which claims 1-12 were canceled is acknowledged; claims 13-24 are presently pending.

#### Abstract

The abstract of the disclosure is objected to because the abstract appears on 2 separate sheets and it should be on only one sheet in single paragraph form not exceeding 150 words. Correction is required. See MPEP § 608.01(b).

## Examiner's Suggestion

In claim 13, line 2, "at lest" should have been -- at least --.

### Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 13-24 are rejected under 35 U.S.C. 102(b) as being anticipated by EPO 690083A1 to Mets Holding B. V.

EPO 690083 A1 (to Mets Holding B. V.) discloses a process for preparing an aqueous solution of a polycondensate by a) preparing an aqueous solution of a precondensate composed of at least one compound I containing at least two amine

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groups, at least one aldehyde II, at least one sulphonating agent III, and optionally one or more co-reacting agents IV; b) converting, in a second step, the precondensate obtained in step a), optionally in the presence of one or more co-reacting agents IV into a poly condensate at a lower pH than in step a), wherein at the end of step a) any excess of unreacted compound III is reacted with an oxiding agent and in step b) an additional amount of the compound I is added to the precondensation product and to the products thus obtained and the use thereof; which anticipates the claimed invention. See abstracts pages 2-6; claims 1-11.

#### **Prior Art**

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. These reference are to show the state of the art of preparing condensation products of ketone and aldehydes; Plank, Felisberger and Fenchl.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Patricia Hightower whose telephone number is (703) 308-2434. The examiner can normally be reached on M-F from 9:30 A.M - 6:00 P. M.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James Seidleck can be reached on 703-308-2462. The fax phone numbers for the organization where this application or proceeding is assigned are 703-872-9311 for regular communications and 703-872-9310 for After Final communications.

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Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-0661.

P. Hightower/mn May 22, 2003

P. Hampton-Hightower Primary Examiner Art Unit 1711